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15 *Attorneys for Defendant*

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18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA
20 OAKLAND DIVISION

21 REARDEN LLC and REARDEN MOVA
LLC,

22 Plaintiffs,

23 vs.

24 WALT DISNEY PICTURES, a California
25 Corporation,

26 Defendant.

Case No. 4:17-cv-04006-JST-SK

**DECLARATION OF JOHN L. SCHWAB
IN SUPPORT OF DEFENDANT'S
MOTION TO SEAL TRIAL EXHIBIT 388**

Trial: December 4, 2023
Judge: Hon. Jon S. Tigar
Crm.: 6 (2nd Floor)

1 I, John L. Schwab, hereby declare:

2 1. I am admitted to practice before all of the courts of the State of California and this
3 Court. I am an attorney in the law firm of Munger, Tolles & Olson LLP, counsel for Defendant in
4 the above-captioned matter. I submit this declaration in support of Defendant's Administrative
5 Motion to Seal Trial Exhibit 388. Except as to those matters stated on information and belief, the
6 contents of this declaration are based on my personal knowledge. Where matters are stated on
7 information and belief, I am reliably informed of such matters and believe them to be true. If
8 called as a witness, I could and would testify competently to the matters set forth in this
9 declaration.

10 2. The Administrative Motion asks the Court to seal the document identified in the
11 table below.

Document	Portion(s) To Be Sealed	Basis for Sealing
Trial Exhibit 388 (DIS-REARDEN-0034995)	Entirety	<p>This document is a spreadsheet containing data exported from SAP that reflects revenues and expenses for <i>BATB</i> through September 2023. This document contains highly confidential and sensitive information regarding specific dollar amounts for Defendant's revenues and costs relating to <i>Beauty and the Beast</i>, through September 2023.</p> <p>Defendant has designated this information Highly Confidential – Attorneys' Eyes Only pursuant to the stipulated protective order.</p> <p>The Court has already sealed an identical version of this document (Trial Exhibit 1493). Dkt. 665.</p>

22 3. I have reviewed each item to be sealed.

23 4. I am informed and believe there are compelling reasons to seal this document. I am
24 informed and believe that this document contains detailed, up-to-date financial information that is
25 kept in confidence by The Walt Disney Company and not publicly disclosed. I am informed and
26 believed that if this information were to become publicly known, competitors could use this
27 information to interfere with The Walt Disney Company's business plans and thereby gain a
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1 competitive advantage in the marketplace. As noted, the Court has already sealed an identical
2 version of this document (Trial Exhibit 1493). Dkt. 665.

3 5. Based on the foregoing, I believe there are compelling reasons to seal the document
4 identified above.

5
6 I declare under penalty of perjury under the laws of the United States that the foregoing is
7 true and correct and that I executed this declaration this 18th day of December 2023 at Oakland,
8 California.

9
10 /s/ John L. Schwab
11 John L. Schwab
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